

Delaware Public Service Commission
2007 Commission Orders (by date signed)
Utility Service: [WATER](#)

Updated: 05-Jul-07

Date Signed: July 3, 2007

7221 **PSC Docket No. 07-CPCN-21** WATER CPCN APPLICATION: SOUTH MILTON, SUSSEX COUNTY
(FILED MAY 7, 2007)

Order Summary: Granting the application of Artesian Water Company, Inc., for a CPCN to provide water services to six parcels of land distributed south of Milton, Sussex County, Delaware ("South Milton").

View Order: dep.sc.delaware.gov/orders/7221.pdf

7223 **PSC Docket No. 07-CPCN-22** WATER CPCN APPLICATION: ZOBER, KENT COUNTY (FILED MAY
7, 2007)

Order Summary: Granting the application of Tidewater Utilities, Inc., for a CPCN to provide water services to twenty parcels of land distributed south and west of Harrington, Kent County, Delaware ("Zober").

View Order: dep.sc.delaware.gov/orders/7223.pdf

Date Signed: June 19, 2007

7207 **PSC Docket No. 07-CPCN-19** WATER CPCN APPLICATION: INDIAN POINT ROAD, KENT COUNTY
(FILED APRIL 5, 2007)

Order Summary: Granting the application of Tidewater Utilities, Inc., for a CPCN to provide water services to three parcels of land located on Indian Point Road, northwest of Felton, Kent County, Delaware ("Indian Point Road").

View Order: dep.sc.delaware.gov/orders/7207.pdf

7210 **PSC Docket No. 07-CPCN-14** WATER CPCN APPLICATION:W/Q - FELTON-VIOLA AREA, KENT
COUNTY (FILED MARCH 22, 2007)

Order Summary: Granting the application of Tidewater Utilities, Inc., for a CPCN to provide water services to thirty-two parcels of land distributed in the vicinity of Felton and Viola, Kent County, Delaware ("W/O Felton-Viola Area").

View Order: dep.sc.delaware.gov/orders/7210.pdf

7212 **PSC Docket No. 07-144** IN THE MATTER OF THE APPLICATION OF SUSSEX SHORES
WATER COMPANY FOR AUTHORITY TO ISSUE DEBT SECURITIES
(FILED MAY 29, 2007).

Order Summary: Authorizing Sussex Shores Water Company to execute the appropriate loan, mortgage, and pledge instruments in conjunction with the long-term debt obligation (in the principal amount of \$1,800,000) and Revolving Term Loan of \$400,000 in favor of CoBank of Greenwood, Colorado and directing Sussex Shores to file a written report within thirty (30) days of the closing of the transactions setting forth, with regard to each transaction, the amount(s) issued, the maturities, the interest rates, and the actual proceeds received.

View Order: dep.sc.delaware.gov/orders/7212.pdf

7214 **PSC Docket No. 07-CPCN-17** WATER CPCN APPLICATION: SEAFORD AREA, SUSSEX COUNTY
(FILED MARCH 27, 2007)

Order Summary: Granting the application of Tidewater Utilities, Inc., for a CPCN to provide water services to thirty-two parcels of land distributed south of Seaford, Sussex County, Delaware ("Seaford Area").

View Order: dep.sc.delaware.gov/orders/7214.pdf

7215 **PSC Docket No. 07-145** IN THE MATTER OF THE APPLICATION OF TIDEWATER UTILITIES, INC., CONCERNING THE ESTABLISHMENT OF A DISTRIBUTION SYSTEM IMPROVEMENT CHARGE UNDER THE PROVISIONS OF 26 DEL. C. SECTION 314 TO BE EFFECTIVE JULY 1, 2007 (FILED MAY 30, 2007).

Order Summary: Authorizing Tidewater Utilities, In. to reset its Distribution System Improvement Charge Rate of 0.17% to go into effect for services on and after July 1, 2007, subject to later review, audit, revisions, or refunds or reimbursements to its subscribers if this reset Distribution System Improvement Charge Rate is later found, in all or in part, to be inconsistent with the provisions of 26 Del. C. Section 314 (2006 Supp.).

View Order: dep.sc.delaware.gov/orders/7215.pdf

7216 **PSC Docket No. 07-149** IN THE MATTER OF THE APPLICATION OF UNITED WATER DELAWARE INC., CONCERNING THE ESTABLISHMENT OF A DISTRIBUTION SYSTEM IMPROVEMENT CHARGE UNDER THE PROVISIONS OF 26 DEL. C. SECTION 314 TO BE EFFECTIVE JULY 1, 2007 (FILED MAY 31, 2007).

Order Summary: Authorizing United Water Delaware Inc. to reset its Distribution System Improvement Charge Rate of 0.45% to go into effect for services on and after July 1, 2007, subject to later review, audit, revisions, or refunds or reimbursements to its subscribers if this reset Distribution System Improvement Charge Rate is later found, in all or in part, to be inconsistent with the provisions of 26 Del. C. Section 314 (2006 Supp.).

View Order: dep.sc.delaware.gov/orders/7216.pdf

Date Signed: May 22, 2007

7186 **PSC Docket No. 07-CPCN-12** WATER CPCN APPLICATION: ISLAND AND ALPHA FARMS, SUSSEX COUNTY (FILED MARCH 5, 2007)

Order Summary: Granting the application of Artesian Water Company, Inc. for a CPCN to provide water services to seven parcels of land located on both sides of Cave Neck Road, east of Milton, Sussex County, Delaware ("Island and Alpha Farms").

View Order: dep.sc.delaware.gov/orders/7186.pdf

7193 **PSC Docket No. 07-CPCN-11** WATER CPCN APPLICATION: SOUTHERN NEW CASTLE, NEW CASTLE COUNTY (FILED FEBRUARY 26, 2007)

Order Summary: Granting the application of Artesian Water Company, Inc. for a CPCN to provide water services to fifty-five parcels of land distributed around Middletown, New Castle County, Delaware ("Southern New Castle County").

View Order: dep.sc.delaware.gov/orders/7193.pdf

7194 **PSC Docket No. 07-CPCN-13** WATER CPCN APPLICATION: FISHERMAN'S VILLAGE, KENT COUNTY (FILED MARCH 16, 2007)

Order Summary: Granting the application of Wilkerson Water Company for a CPCN to provide water services to three parcels of land located on Hubbard Avenue, Bowers Beach, Kent County, Delaware ("Fisherman's Village").

View Order: dep.sc.delaware.gov/orders/7194.pdf

7195 **PSC Docket No. 07-CPCN-15** WATER CPCN APPLICATION:CLAYTON-KENTON AREA, KENT COUNTY (FILED MARCH 22, 2007)

Order Summary: Granting the application of Tidewater Utilities, Inc. for a CPCN to provide water services to thirty parcels of land distributed on the west sides of Clayton and Kenton, Kent County, Delaware ("Clayton-Kenton").

View Order: dep.sc.delaware.gov/orders/7195.pdf

Date Signed: April 24, 2007

7165 **PSC Docket No. Reg. 51** IN THE MATTER OF THE ADOPTION OF RULES CONCERNING THE IMPLEMENTATION OF 72 DEL. LAWS CH. 42(2000) GRANTING THE COMMISSION THE JURISDICTION TO GRANT AND REVOKE THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR PUBLIC WATER UTILITIES

Order Summary: (1) Changing the date for the submission of written comments from May 4 to May 18, 2007 and changing the date of the public hearing from May 16 to June 5, 2007 because the scheduled public hearing falls on the date of Artesian's annual stockholders' meeting; and (2) Ordering Artesian to publish in "The News Journal" and "Delaware State News" newspaper a Public Notice reflecting the changing of dates.

View Order: dep.sc.delaware.gov/orders/7165.pdf

7167 **PSC Docket No. 05-418** IN THE MATTER OF THE APPLICATION OF ARTESIAN WATER COMPANY, INC., CONCERNING THE ESTABLISHMENT OF A DISTRIBUTION SYSTEM IMPROVEMENT CHARGE UNDER THE PROVISIONS OF 26 DEL. C. SECTION 314 TO BE EFFECTIVE JANUARY 1, 2006 (FILED NOVEMBER 30, 2005).

Order Summary: Closing this docket after determining that the Distribution System Improvement Charge ("DSIC") in effect during calendar year 2006 only until July 10, 2006 (because Artesian filed a general rate case that included the eligible improvements under this DSIC levy, thereby ending the DSIC surcharge) was appropriately calculated by Artesian.

View Order: dep.sc.delaware.gov/orders/7167.pdf

7172 **PSC Docket No. 07-CPCN-06** WATER CPCN APPLICATION: CENTRAL KENT 2, KENT COUNTY (FILED FEBRUARY 6, 2007)

Order Summary: Approving the application of Artesian Water Company, Inc. for a CPCN to provide water services to fourteen parcels of land distributed from north of Magnolia to south of Frederica, Kent County, Delaware ("Central Kent 2").

View Order: dep.sc.delaware.gov/orders/7172.pdf

7173 **PSC Docket No. 07-CPCN-08** WATER CPCN APPLICATION: NORTHERN KENT COUNTY, KENT COUNTY (FILED FEBRUARY 20, 2007)

Order Summary: Approving the application of Artesian Water Company, Inc. for a CPCN to provide water services to twenty parcels of land distributed west of Clayton, and to eighteen parcels of land distributed between Smyrna and Cheswold, Kent County, Delaware ("Northern Kent").

View Order: dep.sc.delaware.gov/orders/7173.pdf

7174 **PSC Docket No. 07-CPCN-09** WATER CPCN APPLICATION: PINCKNEY PROPERTY, SUSSEX COUNTY (FILED FEBRUARY 23, 2007)

Order Summary: Approving the application of Tidewater Utilities, for a CPCN to provide water services to one parcel of land located on Bacons Road, north of Delmar, Sussex County, Delaware ("Pinckney Property").

View Order: dep.sc.delaware.gov/orders/7174.pdf

7175 **PSC Docket No. 07-CPCN-10** WATER CPCN APPLICATION: SUSAN BEACH ESTATES, SUSSEX COUNTY (FILED FEBRUARY 23, 2007)

Order Summary: Approving the application of Tidewater Utilities, for a CPCN to provide water services to one parcel of land located on Providence Church Road, west of Delmar, Sussex County, Delaware ("Susan Beach

View Order: dep.sc.delaware.gov/orders/7175.pdf

Date Signed: April 3, 2007

7155 **PSC Docket No. 07-CPCN-02** WATER CPCN APPLICATION: NORTH MILTON, SUSSEX COUNTY (FILED JANUARY 12, 2007)

Order Summary: Granting the application of Artesian Water Company, Inc. for a CPCN to provide water services to two parcels of land located on both sides of Branch Road, near Milton, Sussex County, Delaware ("North Milton").

View Order: dep.sc.delaware.gov/orders/7155.pdf

7156 **PSC Docket No. 07-CPCN-04** WATER CPCN APPLICATION: NORTH MLTON 2, SUSSEX COUNTY (FILED FEBRUARY 6, 2007)

Order Summary: Granting the application of Artesian Water Company, Inc. for a CPCN to provide water services to four parcels of land located on the north side of Beach Road, northwest of Milton, Sussex County, Delaware ("North Milton 2").

View Order: dep.sc.delaware.gov/orders/7156.pdf

7157 **PSC Docket No. 07-CPCN-05** WATER CPCN APPLICATION: HASTINGS HOLLOW, SUSSEX COUNTY (FILED FEBRUARY 6, 2007)

Order Summary: Granting the application of Artesian Water Company, Inc. for a CPCN to provide water services to one parcel of land located on Gravel Hill Road, southwest of Milton, Sussex County, Delaware ("Hastings Hollow").

View Order: dep.sc.delaware.gov/orders/7157.pdf

Date Signed: March 20, 2007

7142 **PSC Docket No. Reg. 51** IN THE MATTER OF THE ADOPTION OF RULES CONCERNING THE IMPLEMENTATION OF 72 DEL. LAWS CH. 42(2000) GRANTING THE COMMISSION THE JURISDICTION TO GRANT AND REVOKE THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR PUBLIC WATER UTILITIES

Order Summary: Rules concerning the granting and revoking of CPCN's, this Order will: (a) repeal Commission "Regulations Governing Water Utilities Including the Public Service Commission's Jurisdiction to Grant and Revoke Certificates of Public Convenience and Necessity" and to replace them with proposed "Regulations Governing Certificates of Public Convenience and Necessity for Water Utilities;" (b) transmit both sets of rules to the Registrar of Regulations for publication in the April 2007 edition of the Delaware Register of Regulations; (c) set newspaper publication of the proposed new rules and solicit comments; (d) and designate William F. O'Brien as Hearing Examiner and Gary A. Myers, Esquire, as Staff counsel.

View Order: dep.sc.delaware.gov/orders/7142.pdf

7146 **PSC Docket No. 07-CPCN-01** WATER CPCN APPLICATION: BRENFORD 2, KENT COUNTY (FILED JANUARY 11, 2007)

Order Summary: Approving the application of Tidewater Utilities, Inc., for a CPCN to provide water services to thirteen parcels of land distributed south of Kenton, and to one parcel located east of Frederica, Kent County, Delaware ("Brenford Area 2").

View Order: dep.sc.delaware.gov/orders/7146.pdf

7147 **PSC Docket No. 07-CPCN-03** WATER CPCN APPLICATION: TOWN OF FELTON, KENT COUNTY (FILED JANUARY 25, 2007)

Order Summary: Approving the applicationm by the Town of Felton for a CPCN to provide water services to one parcel of land located on Walnut Street, north of Felton, Kent County, Delaware ("Hurd's Crossing").

View Order: dep.sc.delaware.gov/orders/7147.pdf

Date Signed: February 27, 2007

7135 **PSC Docket No. 06-145** IN THE MATTER OF THE APPLICATION OF TIDEWATER UTILITIES, INC., FOR AN INCREASE IN WATER RATES (FILED APRIL 28, 2006).

Order Summary: Adopting the Findings and Recommendations of the Hearing Examiner and approving the agreement reached by the parties in Tidewater Utilities application for an increase in water rates that increases the test period revenue requirement of \$3,900,000, based on Net Utility Plant in Service as of the end of the test period, or December 31, 2006, of \$97,930,721. The approved rate increase corresponds with a 26.9% rate increase over prior approved rates, or 11.2% above the temporary rates placed into effect on June 27, 2006. The approved rates will be effective for services rendered after February 27, 2007.

View Order: dep.sc.delaware.gov/orders/7135.pdf

7138 **PSC Docket No. 06-CPCN-62** WATER CPCN APPLICATION: CENTRAL KENT, KENT COUNTY (FILED OCTOBER 27, 2006)

Order Summary: Approving the application filed by Artesian Water Company, Inc., for a CPCN to provide water services to forty-three parcels of land distributed east of the DuPont Highway, South of Camden and North of Greenwood, Kent County, Delaware ("Central Kent").

View Order: dep.sc.delaware.gov/orders/7138.pdf

7139 **PSC Docket No. 06-CPCN-64** WATER CPCN APPLICATION: CARRIAGE GREENS, SUSSEX COUNTY (FILED DECEMBER 19, 2006)

Order Summary: Approving the application filed by Artesian Water Company, Inc., for a CPCN to provide water services to two parcels of land located west of Cool Spring Road, east of Georgetown, Sussex County, Delaware ("Carriage Greens").

View Order: dep.sc.delaware.gov/orders/7139.pdf

7140 **PSC Docket No. 06-CPCN-65** WATER CPCN APPLICATION: AVEBURY & WETHERBY, SUSSEX COUNTY (FILED DECEMBER 19, 2006)

Order Summary: Approving the application filed by Artesian Water Company, Inc., for a CPCN to provide water services to four parcels of land located between Harmony Cemetery Road and Harmons Hill Road, northeast of Millsboro, Sussex County, Delaware ("Avebury and Wetherby").

View Order: dep.sc.delaware.gov/orders/7140.pdf

Date Signed: January 23, 2007

7111 **PSC Docket No. 06-CPCN-59** WATER CPCN APPLICATION: WOODS EDGE, KENT COUNTY
(FILED OCTOBER 5, 2006)

Order Summary: *Granting the application of Tidewater Utilities, Inc., for a CPCN to provide water services to two parcels of land located on Main Street, in the Town of Cheswold, Kent County, Delaware ("Woods Edge").*

View Order: dep.sc.delaware.gov/orders/7111.pdf

7112 **PSC Docket No. 06-CPCN-57** WATER CPCN APPLICATION: SOUTH COASTAL WW FACILITY,
SUSSEX COUNTY (FILED OCTOBER 4, 2006)

Order Summary: *Granting the application of Tidewater Utilities, Inc., for a CPCN to provide water services to one parcel of land located on Beaver Dam Road, east of Ocean View, Sussex County, Delaware ("South Coastal Regional WW Facility").*

View Order: dep.sc.delaware.gov/orders/7112.pdf

7115 **PSC Docket No. 06-30** IN THE MATTER OF THE APPLICATION OF SUSSEX SHORES
WATER COMPANY REQUESTING APPROVAL OF THE
SETTLEMENT AGREEMENT BETWEEN THE COMPANY AND
STAFF, AND TO PERMIT THE ONE-INCH METERED RATE TO BE
REDUCED (FILED FEBRUARY 7, 2006).

Order Summary: *Approving the revised quarterly demand charges of \$91 for a 3/4" meter connection and \$150 for a 1" meter connection for Sussex Shores Water Company included in the Settlement Agreement attached to this Order. Consistent with this Settlement Agreement, Sussex Shores Water Company shall provide a quarterly billing credit to each residential customer who re-sized a 1" meter connection in response to the offer communicated by the utility on March 20, 2006.. The billing credit shall be in the amount of \$27.50 and shall be credited to each such customer's quarterly billing beginning with the second quarter billing in 2007 and continuing thereafter for seven, additional quarterly billing cycles. Also, the Settlement Agreement shall finally resolve all issues related to possible refunds by Sussex Shores Water Company arising under this docket and under PSC Dockets Nos. 03-518, 04-223, 04-453, and 05-196.*

View Order: dep.sc.delaware.gov/orders/7115.pdf

7116 **PSC Docket No. 05-196** IN THE MATTER OF THE APPLICATION OF SUSSEX SHORES
WATER COMPANY CONCERNING THE ESTABLISHMENT OF A
DISTRIBUTION SYSTEM IMPROVEMENT CHARGE UNDER THE
PROVISIONS OF 26 DEL. C. SECTION 314 TO BE EFFECTIVE JULY
1, 2005 (FILED MAY 31, 2005)

Order Summary: *Terminating and closing PSC Dockets Nos. 03-518, 04-223, 04-453, and 05-196 concerning the Distribution System Improvement Charges imposed by Sussex Shores Water Company.*

View Order: dep.sc.delaware.gov/orders/7116.pdf

7116 **PSC Docket No. 04-453** IN THE MATTER OF THE APPLICATION OF SUSSEX SHORES
WATER COMPANY FOR APPROVAL TO ESTABLISH A
DISTRIBUTION SYTEM IMPROVEMENT CHARGE (DSIC) UNDER THE
PROVISIONS OF 26 DEL. C. SECTION 314 TO BE EFFECTIVE
JANUARY 1, 2005 (FILED DECEMBER 1, 2005)

Order Summary: *Terminating and closing PSC Dockets Nos. 03-518, 04-223, 04-453, and 05-196 concerning the Distribution System Improvement Charges imposed by Sussex Shores Water Company.*

View Order: dep.sc.delaware.gov/orders/7116.pdf

- 7116 **PSC Docket No. 03-518** IN THE MATTER OF THE APPLICATION OF SUSSEX SHORES WATER COMPANY CONCERNING THE ESTABLISHMENT OF A DISTRIBUTION SYSTEM IMPROVEMENT CHARGE (DSIC) UNDER THE PROVISIONS OF 26 DEL. C. § 314 TO BE EFFECTIVE JANUARY 1, 2004
- Order Summary: *Terminating and closing PSC Dockets Nos. 03-518, 04-223, 04-453, and 05-196 concerning the Distribution System Improvement Charges imposed by Sussex Shores Water Company.*
- View Order: dep.sc.delaware.gov/orders/7116.pdf
- 7116 **PSC Docket No. 04-223** IN THE MATTER OF THE APPLICATION OF SUSSEX SHORES WATER COMPANY CONCERNING THE ESTABLISHMENT OF A DISTRIBUTION SYSTEM IMPROVEMENT CHARGE UNDER THE PROVISIONS OF 26 DEL. C. SECTION 314 TO BE EFFECTIVE JULY 1, 2004 (FILED MAY 27, 2004)
- Order Summary: *Terminating and closing PSC Dockets Nos. 03-518, 04-223, 04-453, and 05-196 concerning the Distribution System Improvement Charges imposed by Sussex Shores Water Company.*
- View Order: dep.sc.delaware.gov/orders/7116.pdf
- 7120 **PSC Docket No. 06-174** IN THE MATTER OF THE APPLICATION OF UNITED WATER DELAWARE, INC., FOR A GENERAL INCREASE IN WATER RATES (FILED MAY 26, 2006).
- Order Summary: *Adopting the January 11, 2007 Findings and Recommendations of the Hearing Examiner, approving the Settlement Agreement and the tariff changes and rates contained therein, which reflect a total test period operating revenue requirement of \$22,569,384, including purchased power costs and purchased water costs of \$1,684,179 and \$659,180, respectively.*
- View Order: dep.sc.delaware.gov/orders/7120.pdf
- 7121 **PSC Docket No. 06-CPCN-63** WATER CPCN APPLICATION: MILLVILLE BY THE SEA, SUSSEX COUNTY (FILED NOVEMBER 8, 2006)
- Order Summary: *Approving the application by Tidewater Utilities, Inc., for a CPCN to provide water services to three parcels of land located within the municipal boundaries of the Town of Millville, Sussex County, Delaware ("Millville by the Sea").*
- View Order: dep.sc.delaware.gov/orders/7121.pdf
- 7124 **PSC Docket No. 06-CPCN-61** WATER CPCN APPLICATION: ROXANNA AREA, SUSSEX COUNTY (FILED OCTOBER 23, 2006)
- Order Summary: *Approving the application of Artesian Water Company, Inc., for a CPCN to provide water services to eighteen parcels of land distributed between Dagsboro, Millville, Fenwick Island, and Selbyville, Sussex County, Delaware ("Roxana Area").*
- View Order: dep.sc.delaware.gov/orders/7124.pdf
- 7126 **PSC Docket No. 06-CPCN-38** WATER CPCN APPLICATION: EAGLE HEIGHTS DAFB, KENT COUNTY (FILED JUNE 16, 2006)
- Order Summary: *Approving the application of Tidewater Utilities, Inc., for a CPCN to provide water services to certain portions of Kent County Tax Map Parcel Number ED00-96.00-01-12.00, located on either side of Old Lebanon Road, near Dover Air Force Base, Kent County, Delaware ("Eagle Heights").*
- View Order: dep.sc.delaware.gov/orders/7126.pdf